

Mark F. Frantz : No. 19913 Equity
 vs. : In the Circuit Court
 Hazel M. Stoner. : For Frederick County,
 : Maryland.
 : In Equity.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Mark F. Frantz, Plaintiff in the above entitled cause, respectfully shows unto your Honors:

1. That your Petitioner is an adult resident of Franklin County, Pennsylvania, and that the Defendant is an adult resident of Frederick County, Maryland.

2. That your Petitioner by deed dated January 2, 1962, and recorded in Liber No. 662, folio 601, one of the Land Records of the County aforesaid, acquired from Bernice K. Poole, widow, two parcels of land located on the north side of Main Street (Maryland Route 81) in the Village of Sabillasville, in Hauvers Election District, Frederick County, Maryland, as will more fully appear by a certified copy of said deed filed herewith as "Exhibit No. 1", and prayed may be taken and considered a part hereof.

3. That a recent examination of the title to said real estate disclosed that a portion of said real estate is encumbered or clouded by a mortgage executed by James W. Poole and Clodie C. Poole, his wife, to Thomas F. Eyler, dated September 28, 1893, in the principal sum of \$100.00, due on or before the 1st day of October, 1895, with interest, recorded in Liber J.L.J. No. 8, folio 418, one of the Land Records of the County aforesaid, as will fully appear by certified copy of said mortgage filed herewith as "Exhibit No. 2", and prayed may be taken and considered a part hereof.

4. That the said Thomas F. Eyler departed this life on or about the 9th day of July, 1908, intestate, survived by his widow, Bertha M. Eyler (who also departed this life intestate on or about the 23rd day of March, 1950), and a daughter and only child, to-wit: Hazel